



February 7, 2007

H.R. 742 – To amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction

Floor Situation

H.R. 742 is being considered on the floor under suspension of the rules and will require a two-thirds majority vote for passage. This legislation was introduced by Representative John Conyers (D-MI) on January 31, 2007, and has not been considered by any committee in the 110th Congress.

H.R. 742 is expected to be considered on February 7, 2007.

**Note: The Ranking Member of the Committee on the Judiciary, Representative Lamar Smith, is a co-sponsor of this legislation.*

Background

On July 23, 2001, the House of Representatives passed the 21st Century Department of Justice Appropriations Authorization Act (H.R. 2215) by voice vote. The Conference Report to H.R. 2215 was agreed to in the House of Representatives by a recorded vote of 400-4 ([Roll no. 422](#)) and the bill was signed into law on November 2, 2002 (Public Law 107-273).

Contained in the text of H.R. 2215 was the text of the Antitrust Modernization Commission Act of 2002.

The Antitrust Modernization Commission Act of 2002 created the Antitrust Modernization Commission (The Commission) to:

- Examine whether the need exists to modernize the antitrust laws and to identify and study related issues;
- Solicit views of all parties concerned with the operation of antitrust laws and evaluate any proposals made to the Commission; and,
- File a report to Congress and the President no later than 3 years after the first meeting of the Commission (section 11058).

The Commission will cease to exist 30 days after the filing of the report.

Summary

H.R. 742 makes 2 changes to Public Law 107-273, section 11059. The first change allows the Commission to continue to exist for 60 days (an additional 30 days) following the filing of the Commission's report to Congress and the President.

This change is being made at the request of the Commission. The statutory deadline for the filing of the report is April 2, 2007, and the Commission has asked for the additional 30 days to ensure proper archiving and printing of its report, to transfer property to other agencies, and for other purposes. The Commission is expecting to file its report before April 2, 2007. There will be no additional cost for the extra 30 days and the Commission has expressed that it should finish under budget and return money to the Treasury.

The second change is a technical change to reflect that "section 8" is actually "section 11058" in Public Law 107-273.

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